

NO. 64854

APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 16 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed OCT 13 1989 under 53770

The applicant **Elk Trust, Essam Khashoggi, Trustee, c/o Scarpello/Alling Ltd.**, hereby makes application for permission to change the Point of Diversion of water heretofore appropriated under Permit No. 63600

1. The source of water is **Lake Tahoe**
2. The amount of water to be changed **2.2 acre feet annually**
3. The water to be used for **quasi-municipal**
4. The water heretofore permitted for **quasi-municipal**
5. The water is to be diverted at the following point **see attachment**
6. The existing permitted point of diversion is located within **see attachment**
7. Proposed place of use **no change. See attachment**
8. Existing place of use **No change. See attachment.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **See attachment.**
12. Estimated cost of works **in excess of \$10,000**
13. Estimated time required to construct works **existing**
14. Estimated time required to complete the application of water to beneficial use **One year**
15. Remarks: **See attachment.**

By **Scarpello & Alling, Ltd/Michael K. Johnson**
s/Michael K. Johnson
PO Box 3390
Stateline, NV 89449

Compared dl/cms dl/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of Lake Tahoe heretofore granted under Permit 63600 is issued subject to the terms and conditions imposed in said Permit 63600 and with the understanding that no other rights at the source shall be affected by the change proposed herein. A totalizing meter must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to a beneficial use. This permit is subject to the final allocation of the State of Nevada under the California-Nevada-Interstate Compact Commission or any subsequent allocation approved by both states. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 53770, 63443 and 64854 shall not exceed 15.36 acre-feet annually.

This permit is limited to the use by one home, one guest house and associated landscaping.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.2 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Water must be placed to beneficial use on or before:

May 7, 2001

Proof of the application of water to beneficial use shall be filed on or before:

June 7, 2001

Map in support of proof of beneficial use shall be filed on or before:

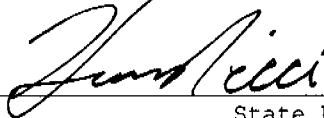
N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 29th day of October, A.D. 1999



State Engineer

by Hugh Ricci, P. E., Deputy State Engineer

Completion of work filed under Permit 63443

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

ATTACHMENT TO
APPLICATION TO CHANGE
POINT OF DIVERSION
FOR PERMIT NO. 63600

Item 5. Proposed Point of Diversion: within the NE1/4 NW1/4, Section 27, T. 14 N., R. 18 E., M.D.M., situate in Lake Tahoe, from which the northeast corner of said Section 27 bears N 78° 20' 33" E, a distance of 2967.4 feet.

Item 6. Existing Point of Diversion: within the SE1/4 NW1/4, Section 15, T. 14 N., R. 18 E., M.D.M., situate in Lake Tahoe from which the North 1/4 corner of said Section 15 bears N. 25° 41' 00" E., a distance of 1727.0 feet.

Item 7 and 8. Existing and proposed place of use: NE1/4 NW1/4 and the NW1/4^{NE1/4} and SW1/4 of the NE1/4, Section 27, T. 14 N., R. 18 E., M.D.M., being Assessor Parcel No.'s 03-150-01 and 03-070-02, Douglas County, approximately 11.0 acres.

Item 11. Description of Proposed Works: Water is proposed to be diverted from Lake Tahoe through a submerged inlet structure consisting of 120 feet of 8" O.D., polyethylene pipe, a water pumping station with 3 pumps; being an Aurora 5 hp, 30 GPM, an Aurora 15 hp, 75 GPM and an Aurora 30 HP, 500 GPM, McCrometer Model No. MW-500 totalizing meter and distribution piping delivering water to the main home, a guest house, a caretaker's house and landscaping situated on 11.52 acres +/- within portions of the SW1/4 NE1/4, NW1/4 NE1/4, NE1/4 NW1/4 of Section 27, T. 14 N., R. 18 E., M.D.B. & M., being APN Nos. 03-050-01 and 03-070-02.

Item 15. Remarks:

This application is submitted for the purpose of correcting an erroneous identification of point of diversion for Permit No. 63600.

Refer to map filed on October 13, 1989 in support of Permit No. 53767 for existing point of diversion.

Refer to map filed on October 13, 1989 in support of Permit No. 53770 for proposed point of diversion and existing and proposed place of use.

Water is proposed to be used in conjunction with water appropriated under Permits No. 53770 and 63443 to provide for water service to the main house, a guest house and landscaping. Total water used under all three permits is limited to 15.36 acre feet annually.